

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

**1:18-cv-02708-WMR  
Shaw et al v. Boaz et al  
Honorable William M Ray, II**

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Minute Sheet for proceedings held In Open Court on 06/05/2019.

TIME COURT COMMENCED: 9:30

A.M.

TIME COURT CONCLUDED: 10:25

A.M.

TIME IN COURT: 00:35

OFFICE LOCATION: Atlanta

COURT REPORTER: Wynette  
Blathers

DEPUTY CLERK: Jennifer Lee

ATTORNEY(S)      Jessica Holland representing Resurgens, P. C.  
PRESENT:          Jessica Holland representing Ali Mortazavi  
                        Daniel Huff representing South Forsyth Family Medicine  
                        and Pediatrics, LLC  
                        Daniel Huff representing David S. Boaz  
                        David Mackenzie representing South Forsyth Family  
                        Medicine and Pediatrics, LLC  
                        David Mackenzie representing David S. Boaz  
                        Lawrence Schlachter representing Daniel Shaw  
                        Lawrence Schlachter representing Kimberley Shaw  
                        James Summerville representing Daniel Shaw  
                        James Summerville representing Kimberley Shaw  
                        Paul Weathington representing Resurgens, P. C.  
                        Paul Weathington representing Ali Mortazavi  
                        James Wilson representing Daniel Shaw

James Wilson representing Kimberley Shaw

OTHER(S) PRESENT: Daniel Shaw, Kimberley Shaw, Dr. David S. Boaz, Dr. Ali Mortazavi

PROCEEDING CATEGORY: Jury Trial Began; Jury Trial Continued

MOTIONS RULED ON: [51]Motion to Exclude DENIED

MINUTE TEXT: Parties argued the Motion to Exclude Plaintiffs' Expert Michael Levy, MD. The Court will not exclude Dr. Levy and finds no rules violation. Defendants then moved to continue trial considering Dr. Levy changed his diagnosis from possible to probable. Defendants argued the timing is prejudicial and they need to further depose Dr. Levy since he has now examined Mr. Shaw and Defendants may also want their expert witness to examine Mr. Shaw. Plaintiffs did not consent to a continuance. After a 20-minute recess, the Court ruled it will continue the trial until **9:00 AM on Monday, October 7, 2019**. The Court will resolve the pending motions in limine outside of court.

TRIAL STATUS: Evidence Entered, continued